

FOR the purpose of repealing the termination date for the use of military administrative leave or certain paid leave for certain State employees who are on active military duty on a certain date or are activated for military duty on or after a certain date; and generally relating to military administrative leave for State employees.

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 9–1107
Annotated Code of Maryland
(2004 Replacement Volume and 2005 Supplement)

BY repealing and reenacting, with amendments,
Chapter 389 of the Acts of the General Assembly of 2003, as amended by
Chapter 122 of the Acts of the General Assembly of 2004 and Chapter 104
of the Acts of the General Assembly of 2005
Section 2

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
MARYLAND, That the Laws of Maryland read as follows:

Article – State Personnel and Pensions

9–1107.

(a) This section applies to all employees, except temporary employees, of all units in the Executive, Judicial, and Legislative branches of State government, including any unit with an independent personnel system.

(b) Military administrative leave may be provided to an employee subject to this section who:

- (1) is on active military duty on July 1, 2003; or
- (2) is activated for military duty on or after July 1, 2003.

(c) (1) An employee who is eligible to receive military administrative leave under this section is entitled to leave in an amount sufficient to compensate the employee, during each pay period for which the employee is eligible to receive military administrative leave under this section, for the difference between the employee's active duty base salary paid by the federal government and the employee's State base salary or direct wages.

(2) Compensation provided under this subsection may not exceed an employee's State base salary or direct wages.

(d) An employee eligible to receive military administrative leave under this section who is activated for military duty on or after July 1, 2003, shall elect to use either military administrative leave or paid leave as provided in § 9–1104(3) of this subtitle.